



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
FREEDOM OF INFORMATION ACT BRANCH
Washington, D.C. 20570

Via email

November 18, 2021

Re: FOIA Request NLRB-2022-000113

Dear Mr. Braden S. Campbell (Law360):

This is in response to your request, under the Freedom of Information Act (FOIA), 5 U.S.C. § 552, received on November 1, 2021, in which you seek a “list of cases before the Division of Advice in the General Counsel’s office, with information including the name of the case, when it came in, and the status of the case, dating from 1/20/21.” You also requested: “[t]o the extent this list omits information about cases that the division has considered and disposed of, [you] seek that information as well, to the extent tracking data exists.” You assumed financial responsibility for the processing of your request up to \$37.00 and requested expedited processing.

We acknowledged your request on October 29, 2021. Your request for expedited processing has been granted.

Pursuant to the FOIA, a search inquiry was directed to the Agency’s Division of Advice. This search yielded two Excel spreadsheets, which are attached, listing cases in the Division’s Injunction Litigation and Regional Advice Branches containing responsive releasable information for the time period you specified.

For the purpose of assessing fees, we have placed you in Category C, as a representative of the news media, in that you qualify as a person “actively gathering news for an entity that is organized and operated to publish or broadcast news to the public.” NLRB Rules and Regulations, 29 C.F.R. § 102.117(d)(1)(vii). Accordingly, there is no charge assessed for this request.

You may contact Ed Hughes, the FOIA Attorney who processed your request, at (202) 273-1773, or by email at ed.hughes@nlrb.gov, as well as the Agency’s FOIA Public Liaison, for any further assistance and/or to discuss any aspect of your request. The FOIA Public Liaison, in addition to the Attorney-Advisor, can further explain responsive and releasable agency records, suggest agency offices that may have responsive records, and/or discuss how to narrow the scope of a request in order to minimize fees and processing times. The contact information for the FOIA Public Liaison is:

FOIA Public Liaison
National Labor Relations Board
1015 Half Street, S.E., 4th Floor
Washington, D.C. 20570
Email: FOIAPublicLiaison@nrlrb.gov
Telephone: (202) 273-0902
Fax: (202) 273-FOIA (3642)

After first contacting the Agency, you may additionally contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA dispute resolution services it offers. The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, Maryland 20740-6001
Email: ogis@nara.gov
Telephone: (202) 741-5770
Toll free: (877) 684-6448
Fax: (202) 741-5769

You may obtain a review of this determination under the NLRB Rules and Regulations, 29 C.F.R. § 102.117(c)(2)(v), by filing an administrative appeal with the Division of Legal Counsel (DLC) through FOIAonline at:
<https://foiaonline.gov/foiaonline/action/public/home> or by mail or email at:

Nancy E. Kessler Platt
Chief FOIA Officer
National Labor Relations Board
1015 Half Street, S.E., 4th Floor
Washington, D.C. 20570
Email: DLCFOIAAppeal@nrlrb.gov

Any appeal must be postmarked or electronically submitted within 90 calendar days of the date of this letter, such period beginning to run on the calendar day after the date of this letter. Any appeal should contain a complete statement of the reasons upon which it is based.

Please be advised that contacting any Agency official (including the FOIA Attorney, FOIA Officer, or the FOIA Public Liaison) and/or OGIS does not stop

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the 90-day appeal clock and is not an alternative or substitute for filing an administrative appeal.

Sincerely,

/s/ *Synta E. Keeling*

Synta E. Keeling
Freedom of Information Act Officer

Attachments: Regional Advice Branch Excel Spreadsheet
Injunction Litigation Branch Excel Spreadsheet